SINGLE BENCH (3)

P.R. No. 6293/05
Presented by Shri Vivek Rathore
dated 8/12/05
(1)

**IN THE HIGH COURT OF JUDICATURE AT BILASPUR**

**CHHATTISGARH**

WRIT PETITION NO. 6326 OF 2005

**PETITIONER** : B.K.Diwan S/o Late Shri Hunmak Lal Diwan, aged about 64 years, resident of Behind Post Office, Tehsil and District Raipur (CG).

**VERSUS**

**RESPONDENTS:**

1. The State of Chhattisgarh , through the Secretary, Department of Scheduled Tribe Welfare Department (Mantralay), D.K.S. Building, Raipur (CG).
2. Secretary, Department of School Education, (Mantralay) D.K.S. Bhanwan, Raipur (CG).
3. Commissioner, Tribal Development, Raipur, Tehsil and District Raipur (CG).
4. The Collector, Mahasamund District, Mahasamund (CG).

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7/12/05
CLERK to A. G. BILASPUR

**WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE**

(46)

XI-HC-78

# उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

## मामला क्रमांक W.P.No. 6326/2005 सन् 200

### आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**15-12-2005**

Shri Virendra Sharma, Adv. for the petitioner.
Shri Vivek Sharma, Adv. for the State.

Heard.

Learned counsel for the petitioner submits that the petitioner is retired in the year 2003. He submits that when he was in service in the year 2000, his juniors were promoted but he was not promoted. He further submits that he made a representation but it has not been decided. He also submits that for the present the petitioner may be given an opportunity to make a representation afresh before the competent authority of the respondents, which may be considered and decided.

State counsel has no objection.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation afresh raising his grievances before the competent authority of respondents alongwith a copy of the petition and this order within a period of one month from today and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of four months from the date of production/receipt of representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations, this petition stands disposed of.
Certified copy as per rules.

**Sd/-**
**Fakhruddin**
**Judge**

Pathak

19.12.05 25.1.06 9/3/10